

UNITED STATES DISTRICT COURT

District of Massachusetts

RICH REINISCH, Derivatively on
Behalf of BIOPURE CORPORATION,

Plaintiff,

THOMAS A. MOORE, CARL W. RAUSCH,
DAVID N. JUDELSON, CHARLES A.
SANDERS, M.D., C. EVERETT KOOP,
M.D., DANIEL P. HARRINGTON and
J. RICHARD CROUT, M.D.,

Defendants,

and
BIOPURE CORPORATION, a Delaware
Corporation,

Nominal Defendant

TO: (Name and address of Defendant)

CARL W. RAUSCH
Biopure Corporation
11 Hurley Street
Cambridge, MA 02141

SUMMONS IN A CIVIL CASE
04 10215 NG

CASE NUMBER:

SERVE AT:

Carl W. Rausch
7 Alexander Avenue
Belmont, MA 02478

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

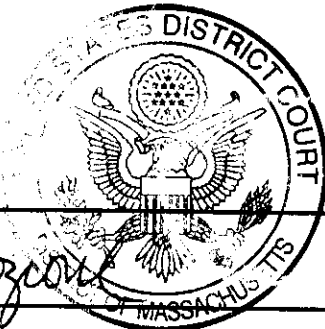
Mary T. Sullivan
SEGAL ROITMAN & COLEMAN
11 Beacon Street, Suite 500
Boston, MA 02108
617/742-0208

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(By) DEPUTY CLERK



JAN 28 2004

DATE